### PATENT APPLICATION

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: O85456

Tsutomu YOSHITAKE, et al.

Application No.: 10/519,105

Confirmation No.: 9481

Group Art Unit: 1795

Filed: December 23, 2004 Examiner: Adam A. Arciero

For: FUEL CELL, ELECTRODE FOR FUEL CELL, AND METHOD PRODUCING THEM

# AMENDMENT UNDER 37 C.F.R. § 1.114(c)

#### MAIL STOP RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENTS TO THE CLAIMS

Sir

The present Amendment is being filed concurrently with a Request for Continued Examination, and therefore, entry of the Amendment is respectfully requested.

In response to the Office Action dated November 6, 2008, please amend the aboveidentified application as follows on the accompanying pages. The Amendment is being filed concurrently with a Petition for extension of Time for one month, thereby extending the date of response from February 6, 2009 to March 6, 2009. Therefore, the Amendment is being timely filed.

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THIRD TO THE CERTIFICATION.	•••••	
REMARKS		Q